

Original U.S. Patent No. 5,634,706
Serial No. 09/323,636
Applicant - James E. Barry
Art Unit (Examiner) - 2875 (Quach)
Title: ILLUMINATED GAS TANK OR SHELL
Page 3

REMARKS

This Amendment is responsive to the Office Action dated June 1, 2005.

In that Action, the Examiner rejected claims 17, 21, 22 and 25 under 35 U.S.C. §102(b) as being anticipated by Carlson. Claims 17, 18, 20, 21-23 and 25 were rejected under 35 U.S.C. §103(a) as being unpatentable over Lichon in view of Helm.

Claims 1-16 were previously allowed. Claims 26, 28 and 30 through 33 were allowed. Claims 19 and 29 were indicated to contain allowable subject matter if rewritten to overcome the Examiner's objections.

In view of the above Amendments, Applicant respectfully traverses the Examiner's rejections.

Claims 17, 18, 20-23 and 25 have been cancelled without prejudice.

Claims 19 and 29 have been amended to be rewritten in independent form, including all of the limitations of the base claim and any intervening claims. No new matter has been inserted. Since these claims are merely rewritten in independent form with no additional new language, support for these two claims has been previously provided. Thus, Applicant respectfully submits that the Examiner's objection to claims 19 and 29 has been overcome.

In compliance with 37 C.F.R. §1.173(c), Applicant respectfully states the claims 1-16, 19, 26, 28-33 remain pending in the application. Claims 17, 18, 20-25 and 27 have been cancelled, without prejudice, and are no longer pending.

Original U.S. Patent No. 5,634,706
Serial No. 09/323,636
Applicant - James E. Barry
Art Unit (Examiner) - 2875 (Quach)
Title: ILLUMINATED GAS TANK OR SHELL
Page 4

In view of the above, Applicant respectfully requests that the Examiner withdraw the current rejection and objections.

Applicant has completely responded to the Office Action dated June 1, 2005 and respectfully submits that all pending claims are in condition for allowance.

In order to facilitate prosecution of this application, the Examiner is respectfully requested to contact the undersigned with any comments or suggestions the Examiner may have.

Any additional charges, including Extensions of Time, please bill our Deposit Account No. 503180.

Respectfully submitted,

DANIEL S. POLLEY, P.A.



Daniel S. Polley #34,902
Attorney for Applicant
1215 East Broward Boulevard
Ft. Lauderdale, FL 33301
Phone: (954) 234-2417
Fax: (954) 234-2506
Email: dan@danpolley.com

Customer No. 44538